

MIAMI/VALCARCELM/1132829/\_@3h04!.DOC/6/29/00

Applicants: David Apel, Pat Glassé and Robert HaleAttorney's Docket No.: 19094.010000

Serial or Patent No.: \_\_\_\_\_

Filed : Concurrently herewithFor: Fragrance Composition Exhibiting Varying Olfactive Characteristics When Applied on Different Persons**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
**(37 CFR 1.9(d) AND 1.27(b)) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled Fragrance Composition Exhibiting Varying Olfactive Characteristics When Applied on Different Persons described in

- ☒ the specification filed herewith.  
☐ application serial no. \_\_\_\_\_, filed \_\_\_\_\_.  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below

- ☐ no such person, concern or organization  
☒ person, concerns or organizations listed below\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: Fragrance Resources, Inc.ADDRESS: 620 Route 3 West, Clifton, New Jersey 07012

☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

David Apel

NAME OF INVENTOR

Signature of Inventor

Date

July 5, 2000


[SIGNATURES CONTINUED ON FOLLOWING PAGE.]

NAME OF INVENTOR

Pat Glass  
Signature of Inventor

July 5, 2000  
Date

NAME OF INVENTOR

  
Signature of Inventor

July 5, 2000  
Date

MIAMI VALCARCEL M/1136876/ J7-011.DOC/7/05/00

[illegible]

PTO/SB/10 (1-99)  
Approved for use through 09/30/2000. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**STATEMENT CLAIMING SMALL ENTITY STATUS**  
**(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN**

Docket Number (Optional)  
19094-010000

Applicant, Patentee, or Identifier: Apel, et al.

Application or Patent No.: not assigned

Filed or Issued: on even date herewith

Title: Fragrance Composition Exhibiting Varying Olfactive Characteristics  
when applied on different persons

I hereby state that I am

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF SMALL BUSINESS CONCERN Fragrance Resources, Inc.

ADDRESS OF SMALL BUSINESS CONCERN 620 Route 3 West  
Clifton, NJ 07012-0998

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- ☒ the specification filed herewith with title as listed above.  
☐ the application identified above.  
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization having any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.  
☐ each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING Steve Coffey

TITLE OF PERSON IF OTHER THAN OWNER President

ADDRESS OF PERSON SIGNING 620 Route 3 West, Clifton, NJ 07012-0998

SIGNATURE Steve Coffey

DATE June 29, 2000

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**UTILITY PATENT APPLICATION DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence post office and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter claimed and for which a patent is sought on the invention entitled Fragrance Composition Exhibiting Varying Olfactive Characteristics When Applied on Different Persons, the specification of which

☒ is attached hereto ☐ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is known to me to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**Prior Foreign Application(s):**

<u>Number</u>	<u>Country</u>	<u>Day/Month/Year Filed</u>	<u>Priority Claimed</u>	
			<u>Yes</u>	<u>No</u>

I hereby claim the benefit under Title 35, United States Code, Section 119 of United States provisional application(s), and/or Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) that occurred between the filing date of the prior application and the national or PCT international filing date of this application:

**Prior U.S. Application(s):**

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status: Patented, Pending, Abandoned</u>
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorney(s) and/or agent(s):

Manuel R. Valcarcel, IV Reg. No. 41,360

of

ADDRESS:

GREENBERG TRAURIG, P.A.  
1221 Brickell Avenue  
Miami, Florida 33131

with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all future correspondence should be addressed to him.

\*\*\*\*\*

Full name of first joint inventor: David Apel

Inventor's signature:

Date: June 29, 2000

Residence: 620 Route 3 West, Clifton, New Jersey, 07012-0998

Citizenship: USA

Post office address: same as above

Full name of second joint inventor:

Inventor's signature: Pat Glassé

Date: June 29, 2000

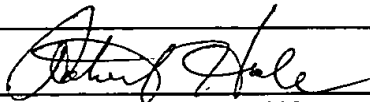
Residence: 620 Route 3 West, Clifton, New Jersey, 07012-0998

Citizenship: USA

Post office address: same as above

Full name of third joint inventor:

Inventor's signature: Robert Hale



Date: June 29, 2000

Residence: 620 Route 3 West, Clifton, New Jersey, 07012-0998

Citizenship: USA

Post office address: same as above